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*Attorneys for Defendants*

IN THE UNITED STATES DISTRICT COURT  
 IN AND FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

XYNGULAR CORPORATION, a Delaware  
 corporation,  
  
 Plaintiff,  
  
 vs.  
  
 INNUTRA, LLC, an Arizona limited liability  
 company, INNUTRA, LLC, a California  
 limited liability company, JAMES AYRES, an  
 individual, CINDY HANSEN, an individual,  
 GLEN OLIVER, an individual, CICELY  
 KARST, an individual, and CHRIS  
 HUMMEL, an individual,  
  
 Defendants.

**REQUEST TO SUBMIT FOR  
 DECISION**

**(Defendant Innutra, LLC's Motion to  
 Dismiss For Lack of Personal  
 Jurisdiction (Docket No. 60))**

Case: 2:13-cv-00685-TS

Judge Ted Stewart

Defendant Innutra, LLC, a California limited liability company (hereinafter "Innutra CA"), pursuant to DUCivR 7-3, requests that its Motion to Dismiss for Lack of Personal Jurisdiction and Supporting Memorandum (Docket No. 60) filed with the Court and served on September 23, 2013, be submitted for decision. Plaintiff's response was due on October 24, 2013, however no response has been filed as of this date. Innutra CA has not and will not request oral argument on this matter.

DATED this 28<sup>th</sup> day of October, 2013.

OSBORN MALEDON, P.A.

/s/ Ronda R. Fisk

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**CERTIFICATE OF SERVICE**

I hereby certify that on October 28, 2013, the attached **REQUEST TO SUBMIT FOR DECISION** was electronically transmitted to the Clerk of the Court using the CM/ECF System which will send notification of such filing and transmittal of a Notice of Electronic Filing to all CM/ECF registrants as follows:

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/s/ Kelly Dourlein